

**From:** [Travis, Pamela](#)  
**To:** [Smith-Watts, David](#)  
**Cc:** [Crossland, Andy](#); [Henson, Tucker](#); [Peycke, Mark](#)  
**Subject:** RE: EFH Bankruptcy Settlement - Proposed Call  
**Date:** Wednesday, May 25, 2016 2:38:00 PM  
**Attachments:** [TUFCO CHACO Mines BRIEFING SHEET 04152015.docx](#)  
[Isabella PCS 07212009 \(2\).pdf](#)  
[Hope PCS 07212009.pdf](#)  
[Faith PCS 07212009.pdf](#)  
[Doris PCS 07212009.pdf](#)

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Hi David – Thanks for your message. I would be glad to talk tomorrow about the covenants for the EFH settlement. I am copying my colleague, Tucker Henson, on this message as he represents the Enforcement program clients who have the delegation in Region 6 to grant CWA and RCRA covenants, hoping that he also could attend the call.

Attached is a briefing sheet together with reports on the individual mine sites that are the subject of EPA Superfund's proof of claim in the EFH bankruptcy action, which the two companion settlements (with the Debtors and separately with the related non-Debtors) would resolve. The Flea Mine dropped out of the proof of claim upon further investigation, so we are looking for funds to assess and address the Doris, Faith, Hope, and Isabella Mines. If the attachments don't all come through, please let me know and I'll send them individually. Many thanks.

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**From:** Smith-Watts, David  
**Sent:** Wednesday, May 25, 2016 1:53 PM  
**To:** Travis, Pamela <Travis.Pamela@epa.gov>  
**Cc:** Crossland, Andy <Crossland.Andy@epa.gov>  
**Subject:** EFH Bankruptcy Settlement - Proposed Call

Hi Pam,

Following up from the EFH call yesterday, are you available to talk tomorrow with Andy Crossland (my branch chief) and me? We would like to discuss the scope of the covenant (i.e., under what statutes) and which parties will receive the covenants (i.e., EFH Corporation and/or EFH Properties). Hopefully we can respond back to DOJ with one unified voice. I will send you a scheduler but it looks like tomorrow at 11am ET/10am CT works best. Also, if you could send me the draft settlement agreement (if available) and the document you mentioned on the call yesterday which contains site information, I would greatly appreciate it.

Thanks,  
David

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